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TOWN OF DAVIE 6591 ORANGE DRIVE, DAVIE, FLORIDA 33314-3399 (954) 797-1030

MEMORANDUM

PZ 04-29-03

TO: Mayor and Councilmembers
Thomas J. Willi, Town Administrator

THRU: Mark A. Kutney, AICP, Development Services Director

FROM: Deborah Ross, AICP, Planning Supervisor

DATE: May 2, 2003

RE: Request to table Agenda Items Clearing and Grubbing, Protection of Rare Species, and Tree Trimming Service Providers

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE TOWN; ADDING SECTION 26-58 ENTITLED "ENFORCEMENT" RELATING TO CLEARING AND GRUBBING; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE TOWN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE TOWN; AMENDING SECTION 26-1 ENTITLED "REQUIREMENTS FOR WILDLIFE PROTECTION PRIOR TO LAND CLEARING"; ADDING SECTION 26-2 ENTITLED "RARE SPECIES"; PROVIDING A LISTING OF SPECIES IDENTIFIED IN BROWARD COUNTY AS RARE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE TOWN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE TOWN; RENAMING SECTION 26-41 ENTITLED "ARBORISTS" TO "TREE TRIMMING SERVICE PROVIDERS"; AMENDING SECTION 26-41 ENTITLED "ARBORISTS" RELATING TO LICENSING REQUIREMENTS FOR TREE TRIMMING; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE TOWN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

The Local Planning Agency (LPA) recommended at their April 24, 2003 meeting that the Clearing and Grubbing item be tabled in order for issues associated with the proposed \$25,000.00 fee be researched by staff. The LPA tabled this item to their June 11, 2003 meeting and therefore a Town Council meeting of June 18, 2003 is anticipated.

Regarding the protection of rare species, the LPA recommended that the item be tabled until their June 11, 2003 meeting to allow staff the opportunity to review the accompanying adopted Ordinance, 2000-42, in light of their concerns regarding lot size, cost associated with qualified field biologist, and established habitat for wildlife. A Town Council meeting of June 18, 2003 is anticipated.

Regarding the proposed Tree Trimming Service Providers Ordinance the LPA recommended the item be tabled to their May 14, 2003 meeting to allow staff the opportunity to address issues associated with penalties. A Town Council date of May 21, 2003 is anticipated.